

NEBRASKA BOARD OF MEDICINE AND SURGERY

MEETING MINUTES October 16, 2015

ROLL CALL

The meeting of the Board of Medicine and Surgery was called to order by Chairman, Jeff Howorth, at 9:02 a.m. on October 16, 2015, in the Lighthouse Room, Country Inn & Suites, 5353 N 27th Street, Lincoln, Nebraska. The following members answered the roll call:

Jeffrey L. Howorth, Chair
Carl Smith, MD, Vice-Chair
Michael Bittles, MD
Mark Goodman, MD
Merle J. Henkenius
Vonn E. Roberts, MD
Karen Higgins, MD

Absent: Judith Scott, DO

A quorum was present and the meeting convened.

Also present to participate in the meeting: Julie Agena, Assistant Attorney General; Becky Wisell, Administrator, Kathie Lueke, Program Manager, Kelli Dalrymple, Health Licensing Coordinator, Licensure Unit; Suzanna Glover-Ettrich, Department Legal Counsel; Peggy Percell, Program Manager, Jeff Newman, Investigator; Kathy Krueger, Investigator, Investigations Unit; Anna Harrison, Compliance Monitor, Licensure Unit.

REVIEW OF AGENDA

Adoption of Agenda

Smith moved, seconded by Goodman, to approve adoption of the agenda. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

APPROVAL OF MINUTES OF THE MEETING

Smith moved, seconded by Roberts, to approve the minutes of the meeting for August 28, 2015, with the stated changes. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

Prescription Drug Overdose Prevention (PDOP) GRANT – PEG OGEA-GINSBURG, PH PROGRAM MANAGER

Peg Ogea-Ginsburg, MA, Program Manager and Ashley Newmyer, MPH, CPH, from the DHHS Injury Prevention Program provided the Board with information on the recent grant received to develop/enhance Nebraska's existing prescription drug monitoring program. Ms. Ogea-Ginsburg and Ms. Newmyer will keep the Board updated how the grant monies are being utilized and how the stakeholder meetings are going. The Board thanked Ms. Ogea-Ginsburg and Ms. Newmyer for their presentation.

INVESTIGATIONAL REPORTS, DISCIPLINARY REPORTS, APPLICATION REVIEW

Higgins moved, seconded by Roberts, to go into closed session at 9:15 a.m. for the purpose of review of investigational and disciplinary reports and other closed session items as identified on the agenda. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

Higgins recused herself from the meeting at 9:35 a.m.
Higgins rejoined the meeting at 9:55 a.m.

Roberts recused himself from the meeting at 9:58 a.m.
Roberts rejoined the meeting at 10:12 a.m.

Howorth recused himself from the meeting at 10:12 a.m.
Howorth rejoined the meeting at 10:14 a.m.

Higgins recused herself from the meeting at 10:16 a.m.
Higgins rejoined the meeting at 10:17 a.m.

Roberts and Henkenius recused themselves from the meeting at 10:24 a.m.
Roberts and Henkenius rejoined the meeting at 10:26 a.m.

Agena recused herself from the meeting at 11:55 a.m.
Agena rejoined the meeting at 12:04 p.m.

Returned to Open Session at 12:04 p.m.

BOARD RECOMMENDATIONS ON APPLICATIONS FOR LICENSURE

Physician and Osteopathic Physician Application(s)

HORACIO ALVAREZ RAMIREZ - application for a license to practice medicine and surgery. Smith moved, seconded by Higgins, to recommend issuance of a license. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

YON CHONG - application for a license to practice medicine and surgery. Bittles moved, seconded by Higgins, to recommend issuance of a license. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

RYAN LAPLACE - application for a license to practice medicine and surgery. Henkenius moved, seconded by Higgins, to recommend issuance of a license. Voting aye: Henkenius, Higgins, Howorth, Bittles, Goodman. Voting nay: Roberts, Smith. Absent: Scott. Motion carried.

NISHA PRAKASH - application for a license to practice medicine and surgery. Higgins moved, seconded by Bittles, to recommend issuance of a license. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

STEPHEN VOGEL - application for a license to practice medicine and surgery. Smith moved, seconded by Goodman, to recommend issuance of a license. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

ANDREW AKERMAN - application for a license to practice medicine and surgery. Bittles moved, seconded by Smith, to recommend issuance of a license. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

PATRICK HARRISON - application for a license to practice medicine and surgery. Higgins moved, seconded by Roberts, to recommend issuance of a license. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

WAHID RASHIDZADA - application for a license to practice medicine and surgery. Smith moved, seconded by Bittles, to recommend issuance of a license. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

GILMAN WOLSEY - application for a license to practice medicine and surgery. Smith moved, seconded by Bittles, to recommend issuance of a license. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

WAYNE SCHEIDEMANN - application for a license to practice medicine and surgery. Higgins moved, seconded by Smith, to recommend issuance of a license. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried.

KUNAL DANSINGANI - application for a license to practice medicine and surgery. Roberts moved, seconded by Higgins, to recommend issuance of a license. Voting aye: Henkenius, Higgins, Howorth, Roberts, Bittles, Goodman. Voting nay: none. Abstain: Smith. Absent: Scott. Motion carried.

Physician Locum Tenens

MILTON SMITH - application for a license to practice medicine and surgery under locum tenens. Higgins moved, seconded by Roberts, to recommend issuance of the locum license. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Abstain: Smith. Absent: Scott. Motion carried.

KERMIT BRUNELLE - application for a license to practice medicine and surgery under locum tenens. Higgins moved, seconded by Bittles, to recommend issuance of the locum license. Voting aye: Higgins, Howorth, Roberts, Bittles, Goodman. Voting nay: Smith, Henkenius. Absent: Scott. Motion carried.

Physician and Osteopathic Reinstatements after Discipline

MARLIN BAUHARD - application for reinstatement after discipline of a license to practice medicine and surgery. Smith moved, seconded by Goodman, to deny the application on the basis of Dr. Bauhard's long standing history and disciplinary actions against his license and to leave the limitation and all current probationary terms and conditions on his license. Voting aye: Howorth, Bittles, Goodman, Smith, Henkenius. Voting nay: none. Abstain: Roberts, Higgins. Absent: Scott. Motion carried.

REVIEW OF PHARMACEUTICAL CARE AGREEMENTS – CONSENT

PRACTICE QUESTION(S)

Can a physician assistant work with a podiatrist and is it part of the scope of practice between the current supervising physician?

The Board tabled their response for more information.

FSMB BOD ASSOCIATE MEMBER NOMINATIONS

The Board reviewed the information and had no nominations.

NC BOARD OF DENTAL EXAMINERS v. FEDERAL TRADE COMMISSION

The Board reviewed the Attorney General's letter of opinion. No discussion.

LIST OF INITIAL APPLICATION FEES FOR LICENSURE IN OTHER STATES

The Board reviewed the information. No discussion.

CPEP LEARNING SUMMIT

The Board reviewed the information. No discussion.

2016 MEETING DATES

The following dates were identified as the 2016 meeting dates:

- January 22, 2016 – already set
- March 11, 2016
- May 6, 2016
- June 24, 2016
- August 26, 2016
- October 21, 2016
- December 2, 2016
- January 20, 2017

There was a request from Dr. Smith to change the June meeting date to June 17, 2016, which was approved by the Board.

Becky Wisell presented Dr. Roberts with plaques and thanked him for his many years of service to the citizens of Nebraska.

ADJOURNMENT

There being no further business, Higgins moved, seconded by Goodman, to adjourn the meeting at 12:34 pm. Voting aye: Henkenius, Higgins, Howorth, Roberts, Smith, Bittles, Goodman. Voting nay: none. Absent: Scott. Motion carried

Respectfully submitted,

signature available upon request

Jeff Howorth, Chairman
Board of Medicine and Surgery